

RECEIVED
CENTRAL FAX CENTER

JAN 9 8 2004

STRADLING Yocca CARLSON & RAUTHA PROFESSIONAL CORPORATION
ATTORNEYS AT LAW**FACSIMILE COVER SHEET**660 Newport Center Drive, Suite 1600
Newport Beach, CA 92660-6422Telephone: (949) 725-4000
Fax: (949) 725-4100

Date: January 6, 2004

TOTAL NUMBER OF PAGES INCLUDING THIS PAGE: 11 .

PLEASE DELIVER AS SOON AS POSSIBLE TO:				
	RECIPIENT	COMPANY	FAX NO.	PHONE NO.
1.	Group Art Unit: 2977	Patent and Trademark Office	703-872-9322	703-306-5648

From: BRIAN F. SWIENTON DIRECT DIAL NUMBER 4198*Re:* US Patent Application Serial No. 10/077,616*Message:* Attached please find the following documents to be filed with the Patent and Trademark Office:

1. Certificate of Facsimile Transmission;
2. Extension of Time; and
3. Amendment and Reponse to Office Action.

Client/Matter No.: 14402-0072

*If any of these pages is not legible or you do not receive
all of the pages, please call (949) 725-4014.*

CONFIDENTIALITY NOTICE

This message is intended only for the use of the individual or entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone, and return the original message to us at the above address via the U.S. Postal Service. Thank you.

000001007828v1114402.0072

PATENT

Applicant: Yoshiaki Togawa
Serial No.: 10/077,616
Filed: 02/15/2002
Title: Particle Size Distribution
Measuring Apparatus
Examiner: Pham, Hoa Q.
Group Art Unit: 2977
Atty Docket No.:14402-0072

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF FACSIMILE TRANSMISSION

Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that the following paper is being facsimile transmitted to the U.S. Patent and Trademark Office facsimile number (703) 872-9322 on the date shown below.

1. Amendment and Response to Office Action; and
2. Petition for Extension of Time.

The Commissioner is hereby authorized to charge any additional fees or credit any amount due to Account No. 50-1329.

Dated: 1-6-04

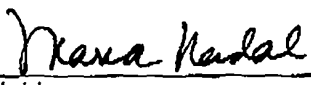

Brian F. Swinton
Reg. No. 49,030

STRADLING Yocca CARLSON & RAUTH
660 Newport Center Drive, Suite 1600
Newport Beach, CA 92660
Telephone: (949) 725-4000
Facsimile: (949) 725-4100

DOCSOC\1016381\1\14402.0072

CERTIFICATE OF FACSIMILE

I hereby certify that on 1/6/04 this paper (along with any paper referred to as being attached or enclosed) is being transmitted via facsimile to 703-872-9322 to: Mail Stop NonFee Amendment, Commissioner for Patent, P.O. Box 1450, Alexandria, VA. 22313-1450


Maria Nadal

PATENT

Inventor: Yoshiaki Togawa
Serial No.: 10/077,616
Filing Date: 02/15/2002
Title: Particle Size Distribution Measuring Apparatus
Examiner: Pham, Hoa Q.
Group Art Unit: 2977
Atty Docket No.: 14402-0072 (formerly 380153-72)

RECEIVED
CENTRAL FAX CENTER

JAN 06 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AMENDMENT AND RESPONSE TO OFFICE ACTION

Mail Stop Fee Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office action of August 14, 2003, please amend the above-identified application as follows:

Amendments to the claims are reflected on page 2 of this paper.

Amendment to the Abstract begins on page 4 of this paper.

Remarks begin on page 5 of this paper.

Conclusion begins on page 8 of this paper.

DOCSQC\997622v1\14402.0072